

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: GROSS, Richard A., et al.

Application No.: 10/804,778

Filing Date: 03/19/2004

Title: SPERMICIDAL AND VIRUCIDAL  
PROPERTIES OF VARIOUS FORMS  
SOPHOROLIPIDS

Art Unit: 1623

Examiner: Goon, S.Y.

Confirmation No.: 7749

Customer No.: 25461

Docket No.: 048467.01101

**RESPONSE**

Via EFS

27 October 2010

Commissioner of Patents  
PO Box 1450  
Alexandria VA 22313-1450

Sir:

The following is submitted in response to the Office Action dated 27 April 2010 from Examiner Scarlett Y. Goon of Art Unit 1623.

**Status** begins on page 2.

**Summary of Fees Due** begins on page 2.

**Claim Listing** begins on page 3.

**Remarks** begin on page 7.

### **STATUS**

Claims 58-63, 68,69, and 75-79 are pending.

Claims 58-63, 68, and 69 are rejected under 35 USC 102(b) as being anticipated by an article by Bisht et al., J. Org. Chem. 64, 780-789 (1999) (the Bisht reference).

Claims 75-79 are rejected under 35 USC 103(a) over the Bisht reference in view of US Patent No. 5,981,497 to Maingault, the Kandil JACS publication, the Wilkinson Pharmacological publication, and the Chattaraj Percutaneous publication.

### **SUMMARY OF FEES DUE**

**1. Extension of Time or Fee.**

This Response is being filed with a separate Petition for a 3-month extension of time up to and including 27 October 2010 and the requisite fee for a small entity.

**2. No Excess Claims Fee is necessary.**

The fee for fifty-four (54) total claims and ten (10) independent claims already has been filed. This Response results in no more than fifty-four (54) total claims and ten (10) independent claims, and no excess claims fee is due.